

Hon. Tiffany M. Cartwright

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE**

PERIDOT TREE WA, INC.,

Plaintiff,

v.

WASHINGTON STATE LIQUOR AND  
CANNABIS BOARD AND WILLIAM  
LUKELA, in his capacity as director of  
Washington State Liquor and Cannabis Board

Defendants.

Civil No. 3:23-cv-06111-GJL

**NOTICE OF APPEAL OF ORDER  
GRANTING MOTION TO DISMISS AND  
JUDGMENT**

Notice is hereby given that plaintiff Peridot Tree WA, Inc. hereby appeals to the United States District Court for the Ninth Circuit from the Western District of Washington's Order Granting Defendants' Motion to Dismiss, entered on May 31, 2024 as docket number 51, and Judgment, entered on May 31, 2024 as docket number 52. This case was first filed in the Western District of Washington on December 4, 2023. See Attachment 6.

This appeal raises an issue related to an appeal currently pending before the Ninth Circuit and fully briefed in the same case, under Ninth Circuit number 24-209.

1 DATED this June 2, 2024

JEFFREY M. JENSEN

3 By: /s/ Jeffrey M. Jensen

4 Jeffrey M. Jensen (CA SBN 262710)

(pro hac vice)

5 9903 Santa Monica Blvd. #890

Beverly Hills, CA 90212

6 (310) 909-7043

7 jeff@jensen2.com

Lead Counsel

8 JIMMY GARG, PLLC

9 Jimmy Garg (WSBA 49049)

10 300 Lenora Street #1063

Seattle, WA 98121

11 (206) 580-3790

jimmy@jimmygarg.com

12 Local Counsel

13 *Attorneys for plaintiff Peridot Tree WA, Inc.*

**UNITED STATES DISTRICT COURT**  
**FOR THE DISTRICT OF** Western District of Washington

**Form 1. Notice of Appeal from a Judgment or Order of a  
United States District Court**

U.S. District Court case number: 3:23-cv-06111-GJL

Notice is hereby given that the appellant(s) listed below hereby appeal(s) to the United States Court of Appeals for the Ninth Circuit.

Date case was first filed in U.S. District Court: 12/04/2023

Date of judgment or order you are appealing: 05/31/2024

Docket entry number of judgment or order you are appealing: 51, 52

Fee paid for appeal? (*appeal fees are paid at the U.S. District Court*)

☒ Yes   ☐ No   ☐ IFP was granted by U.S. District Court

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**List all Appellants** (*List each party filing the appeal. Do not use "et al." or other abbreviations.*)

Peridot Tree WA, Inc.

Is this a cross-appeal?   ☐ Yes   ☒ No

If yes, what is the first appeal case number?

Was there a previous appeal in this case?   ☒ Yes   ☐ No

If yes, what is the prior appeal case number? 24-209

Your mailing address (if pro se):

City:   State:   Zip Code:  

Prisoner Inmate or A Number (if applicable):

**Signature** /s Jeffrey M. Jensen

**Date** Jun 2, 2024

*Complete and file with the attached representation statement in the U.S. District Court*

*Feedback or questions about this form? Email us at [forms@ca9.uscourts.gov](mailto:forms@ca9.uscourts.gov)*

**UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT**

**Form 6. Representation Statement**

*Instructions for this form: <http://www.ca9.uscourts.gov/forms/form06instructions.pdf>*

**Appellant(s)** (List *each* party filing the appeal, do not use “et al.” or other abbreviations.)

Name(s) of party/parties:

Peridot Tree WA, Inc.

Name(s) of counsel (if any):

Jeffrey M. Jensen, Esq. (lead counsel).  
Jimmy Garg, Esq., Esq. (local counsel).

Address: 9903 Santa Monica Blvd Ste 890, Beverly Hills, CA 90212

Telephone number(s): (310) 909-7043

Email(s): jeff@jensen2.com

Is counsel registered for Electronic Filing in the 9th Circuit? ☒ Yes ☐ No

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**Appellee(s)** (List *only the names of parties and counsel who will oppose you on appeal. List separately represented parties separately.*)

Name(s) of party/parties:

Washington State Liquor and Cannabis Board  
William Lukela

Name(s) of counsel (if any):

JONATHAN PITEL, Esq.  
PENNY L. ALLEN, Esq.

Address: 1125 Washington Street SE, Olympia, WA 98504-0110

Telephone number(s): (360) 753-2702

Email(s): Jonathan.Pitel@atg.wa.gov; PennyL.Allen@atg.wa.gov; LALolyEF@atg.wa.gov

*To list additional parties and/or counsel, use next page.*

*Feedback or questions about this form? Email us at [forms@ca9.uscourts.gov](mailto:forms@ca9.uscourts.gov)*

Continued list of parties and counsel: *(attach additional pages as necessary)*

**Appellants**

Name(s) of party/parties:

Name(s) of counsel (if any):

Address:

Telephone number(s):

Email(s):

Is counsel registered for Electronic Filing in the 9th Circuit? ☐ Yes ☐ No

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**Appellees**

Name(s) of party/parties:

Name(s) of counsel (if any):

Address:

Telephone number(s):

Email(s):

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Name(s) of party/parties:

Name(s) of counsel (if any):

Address:

Telephone number(s):

Email(s):

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*Feedback or questions about this form? Email us at [forms@ca9.uscourts.gov](mailto:forms@ca9.uscourts.gov)*